

## DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER  
COMMISSIONER REDFORD  
COMMISSIONER SMITH  
COMMISSION SECRETARY  
COMMISSION STAFF  
LEGAL**

**FROM: KARL KLEIN  
DEPUTY ATTORNEY GENERAL**

**DATE: NOVEMBER 19, 2013**

**SUBJECT: BCN TELECOM'S CPCN APPLICATION  
CASE NO. NUI-T-13-01**

On August 6, 2013, BCN TELECOM, INC. ("Company") applied to the Commission for a Certificate of Public Convenience and Necessity ("CPCN") authorizing the Company to provide facilities-based and resold local exchange and interexchange telecommunications services in Idaho. On October 15, 2013, the Company supplemented its Application with additional information. This memorandum refers to the Application, as supplemented, as the "Application."

The Company says it is a New Jersey corporation that is authorized to do business in Idaho. Its principal place of business is in Bedminster, New Jersey. The Company is wholly owned by Telecom Acquisition Company, LLC. Application at 2-3.

The Company proposes to provide resold and facilities-based local exchange services throughout Idaho in the territories of Qwest. The Company has no plans to build facilities. It will market services to business and residential customers, and it intends to provide those services using other facilities-based carriers' services and facilities or by obtaining access to incumbent local exchange carriers' UNE-Platform. The Company would offer services including, without limitation, two-way local lines/trunks, direct inward/outward dialing options, local calling, and access to 911 emergency services. *Id.* at 1. It proposes to offer all forms of intrastate telecommunications services including: (1) basic residential exchange services (local exchange flat rate, measured rate service, and operator assistance); (2) residential custom class features (call waiting, Caller ID, call forwarding, etc.); (3) adjunct provider features (voice

message, etc.); and (4) residential ancillary services (911, directory listing, directory assistance, etc.). The Company will provide a toll-free customer service telephone number from Monday-Friday from 8 a.m. to 6 p.m. *Id.* at 4.

The Company owns no property related to the services it would offer in Idaho. It intends to offer service in the geographic areas currently served by Qwest Communications, and it will mirror the basic local calling areas of the incumbent local exchange companies. The Company proposes to provide resold and facilities-based local exchange services through a combination of its own facilities or leased facilities, or both, and the resale of other carrier's facilities and network elements. It would compete with other certificated local competitive local exchange carriers in Idaho. *Id.* at 5.

The Company plans to enter interconnection and service arrangements with Qwest Corporation or other certificated facilities-based carriers. *Id.* at 4. It has not yet started to negotiate these agreements but intends to start them with Qwest in the near future. *Id.* at 6. The Company says it would offer service upon certification and approval of the interconnection agreements. *Id.* at 5.

The Company's supplemental information describes its management team's background and experience. The Company also provides financial information to support its Application. Proposed tariffs are also included.

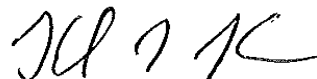
The Company says it has reviewed and will comply with the Commission's rules. *Id.* at 6.

#### **STAFF RECOMMENDATION**

Staff recommends that the Commission process the Company's Application under Modified Procedure with a 21-day comment period.

#### **COMMISSION DECISION**

Does the Commission wish to process the Company's Application under Modified Procedure with a 21-day comment period?



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Karl Klein  
Deputy Attorney General

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